

#13138 7122103 RECEIVED TECH CENTER 182003 PUS03

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Mack, et al.

Appl. No. 09/828,307

Filed: April 6, 2001

For: NOVEL METHODS OF DIAGNOSING

CANCER, COMPOSITIONS, AND METHODS OF SCREENING FOR

CANCER MODULATORS

Art Unit: 1637

Examiner: Kim, Young J.

Atty. Docket: 05882.0142.CPUS03

Confirmation No.: 7761

## Petition For Extension of Time Under 37 C.F.R. § 1.136

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22213-1450

Sir:

It is hereby requested that the period for responding to the outstanding Office Action be extended three months from April 14, 2003 to July 14, 2003 by the filing of this Petition and fee payment.

The petition fee (37 C.F.R. §1.17(a)) is believed to be \$465.00 for a three-month extension for a small entity. Fee payment is provided in our accompanying check. However, if extensions of time under 37 C.F.R. § 1.136 other than those provided herewith are required to prevent abandonment of the present patent application, then such extensions of time are hereby petitioned.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 08-3038 referencing docket number 05882.0142.CPUS03. A duplicate copy of this Petition is enclosed.

07/18/2003 AWDNDAF1 00000041 09828307

465.00 OP

01 FC:2253

Date: July 14, 2003

Respectfully submitted,

Albert P. Halluin (Reg. No. 25,227) Viola T. Kung (Reg. No. 41,131)

HOWREY SIMON ARNOLD & WHITE, LLP

301 Ravenswood Avenue, Box No. 34 Menlo Park, CA 94025

Ph. (650) 463-8109, Ph. (650) 463-8151